| 1  | Board of Forestry and Fire Protection  |
|----|--|
| 2  |  |
| 3  | "Cumulative Impacts Assessment Checklist, Technical Rule Addendum No. 2                          |
| 4  | and Appendix Amendments"   |
| 5  | Title 14 of the California Code of Regulations,  |
| 6  | Division 1.5, Chapter 4,   |
| 7  | Subchapter 1, Article 1  |
| 8  | Subchapters 4, 5, & 6, Article 2   |
| 9  | Amend:   |
| 10 | § 895 Abbreviations Applicable Throughout Chapter  |
| 11 | § 895.1 Definitions  |
| 12 | § 912.9 [932.9, 952.9] Cumulative Impacts Assessment Checklist                                   |
| 13 |  |
| 14 | § 895 Abbreviations Applicable Throughout Chapter  |
| 15 | **** <b>ft</b> foot or feet  |
| 16 | GHG Greenhouse Gas *****   |
| 17 |  |
| 18 | *****Note: Authority cited: Sections 4551, 4551.5 and 21082, Public Resources Code.              |
| 19 | Reference: Sections 4511, 4512, <u>4512.5,</u> 4513, 4521.3, <del>4522, 4522.5,</del> 4523-4525, |
| 20 | 4525.3, 4525.5, 4525.7, 4526, 4526.5, 4527, 4527.5, 4528, 4551, 4551.5, 4552, 4582               |
| 21 | 4750, 4750.3 4750.4 and 21080.5, Public Resources Code.****                                      |
| 22 | ****   |

# § 895.1 Definitions

\*\*\*\*\* "Dying Trees" means trees which exhibit one or more of the following: fifty percent or more of the foliage-bearing crown is dead or fading in color from a normal green to yellow, sorrel, or brown, excluding normal autumn coloration changes; successful bark beetle attacks with indications of dead cambium and brood development distributed around the circumference of the bole; seventy-five percent or more of the circumference of the lower bole is girdled by wildlife; or trees designated by an RPF as likely to die within one year.

"Effects" means Effects and ilmpacts as defined in 14 CCR § 15358. \*\*\*\*\*

"Impacts" means Effects and Impacts as defined in 14 CCR § 15358. \*\*\*\*\*

- \*\*\*\*\*\*\*Nest Site" means the geographic area and surrounding habitat that includes the Nest Tree(s), Perch Tree(s), screening tree(s), and Replacement Tree(s) of a bird Species of special concern.
- "Nest Tree" means the tree, Snags, or other structure that contains the nest of a Species of special concernSensitive Species. \*\*\*\*\*

\*\*\*\*\*Note: Authority cited: Sections 4551, 4551.5, 4553, 4561, 4561.5, 4561.6, 4562, 4562.5, 4562.7 and 4591.1, Public Resources Code. Reference: Sections <u>4511</u>, 4512, <u>4512.5</u>, 4513, <u>4521.3</u>, 4523, 4524, 4525, 4525.3, 4525.5, 4525.7, 4526, <u>4526.5</u>, 4527, 4527, 4528, 4551, 4551.5, 4561.6, 4562, 4562, 4562.5, 4562.7, 4583.2, 4584, 4591.1

4597.1, 21001(f), 21080.5, 21083.2 and 21084.1, Public Resources Code; CEQA Guidelines Appendix K (printed following Section 15387 of Title 14 Cal. Code of Regulations), Laupheimer v. State (1988) 200 Cal.App.3d 440; 246 Cal.Rptr. 82 and Joy Road Area Forest and Watershed Association, v. California Department of Forestry & Fire Protection, Sonoma County Superior Court No. SCV 229850.

December 6, 2017

## § 912.9 [932.9, 952.9] Cumulative Impacts Assessment Checklist

STATE OF CALIFORNIA BOARD OF FORESTRY AND FIRE PROTECTION

CUMULATIVE IMPACTS ASSESSMENT

(4<u>a</u>) Do the assessment area(s) of resources that may be affected by the proposed <u>P</u>Project contain any <u>Past Projects or Reasonably Foreseeable Probable Future</u>

<u>Projectspast, present, or reasonably foreseeable probable future projects?</u> Yes \_\_\_\_

No\_\_\_

If the answer is yes, identify the  $p\underline{P}$ roject(s) and affected resource subject(s).

- (2b) Are there any continuing, significant adverse ilmpacts from past land use activities within the assessment area(s) that may add to the ilmpacts of the proposed pProject?

  Yes \_\_\_\_ No \_\_\_
- If the answer is yes, identify the activities, describing their location, ilmpacts and affected resource subject(s).
- (3c) Will the proposed pProject, as presented, in combination with pastProjects or Reasonably Foreseeable Probable Future Projects, present, and reasonably foreseeable probable future projects identified in items (4a) and (2b) above, have a reasonable potential to cause or add to significant adverse eCumulative iImpacts in any of the following resource subjects?

| <u>Resource</u>    | Yes              | No                           | No reasonably              |
|--------------------|------------------|------------------------------|----------------------------|
| <u>Subjects</u>    | after mitigation | after                        | potential                  |
|                    | (a <u>1</u> )    | mitigation ( <del>b</del> 2) | significant <u>adverse</u> |
|                    |                  |                              | effects mpacts (e3)        |
| (A)1. Watershed    |                  |                              |                            |
| <u>(B)</u> 2. Soil |                  |                              |                            |
| Productivity       |                  |                              |                            |
| (C)3. Biological   |                  |                              |                            |
| (D)4. Recreation   |                  |                              |                            |
| (E)5. Visual       |                  |                              |                            |
| (F)6. Traffic      |                  |                              |                            |
| <u>(G)</u> 7.      |                  |                              |                            |
| Other Greenhouse   |                  |                              |                            |
| Gases (GHG)        |                  |                              |                            |
| (H) Wildfire Risk  |                  |                              |                            |
| and Hazard         |                  |                              |                            |
| (I) Other          |                  |                              |                            |
|                    |                  |                              |                            |

78

79

80

81 82 ilmpacts are left after application of the forest practice rules Rules and mitigations or alternatives proposed by the pPlan submitter.

a)(1) "Yes after mitigation", means that potential significant adverse eCumulative

b)(2) "No after mitigation" means that any potential for the proposed temper
 eOperation to cause or add to significant adverse eCumulative temper

or in combination with other  $p\underline{P}$ rojects has been reduced to insignificance or avoided by mitigation measures or alternatives proposed in the  $\overline{THPP}$ lan and application of the forest practice rules Rules.

e)(3) "No reasonably potential significant adverse cumulative effects Impacts" means that the operations proposed under the THPPlan and application of the Rules do not have a reasonable potential to join with the ilmpacts of any other pProject to cause, add to, or constitute significant adverse eCumulative ilmpacts.

Note: Guidance on evaluating Impacts to resource subjects are provided within the Appendix to Technical Rule Addendum No. 2.

(4<u>d</u>) If column (<u>a1</u>) is checked in (<u>3c</u>) above, describe why the expected <u>il</u>mpacts cannot be feasibly mitigated or avoided and what mitigation measures or alternatives were considered to reach this determination. If column (<u>b2</u>) is checked in (<u>3c</u>) above, describe what mitigation measures <u>or alternatives</u> have been selected which will substantially reduce or avoid reasonably potential significant <u>adverse eC</u>umulative <u>il</u>mpactsexcept for those mitigation measures or alternatives mandated by application of the rules of the <u>Board of Forestry</u>.

(5e) Provide a brief description of the assessment area used for each resource subject.

(6f) List and briefly describe the individuals, organizations, and records consulted in the assessment of eCumulative iImpacts for each resource subject. Records of the information used in the assessment shall be provided to the Director upon request.

December 6, 2017

# BOARD OF FORESTRY AND FIRE PROTECTION TECHNICAL RULE ADDENDUM NO. 2 CUMULATIVE IMPACTS ASSESSMENT

## A. Introduction

The purpose of this addendum is to guideprovide a framework for the assessment of eCumulative iImpacts as required in 14 CCR § 898and 1034 that may occur as a result of proposed tTimber eOperations. Cumulative Impacts, pursuant to 14 CCR § 15355, refers to two or more individual Effects which, when considered together, are considerable or which compound or increase other environmental Impacts. This assessment shall include evaluation of both on-site and off-site interactions of proposed pProject activities with the iImpacts of Past Projects and Reasonably Foreseeable Probable Future Projectspast and reasonably foreseeable future projects.

Resource subjects to be considered in the assessment of Cumulative Impacts are listed in 14 CCR § 912.9 [932.9, 952.9](c) and described in greater detail in the Appendix to this Addendum.

In conducting an assessment, the RPF must distinguish between the potential on-site ilmpacts of the Plan's proposed activities that are mitigated by application of the Forest Practice Rules and the interactions of proposed activities (which may not be significant when considered alone) with ilmpacts of Past Projects and Reasonably Foreseeable Probable Future Projects past and reasonably foreseeable future projects pursuant to 14 CCR § 15130(b)(1)(A).

Resource subjects to be considered in the assessment of cumulative impacts are described in the Appendix.

The RPF preparing a THPPlan shall conduct an assessment based on information that is reasonably available before prior to submission of the THPPlan. RPFs are expected to shall submit sufficient information to support their findings if significant issues are raised during the Department's review of the THPPlan.

Information used in the assessment of e<u>C</u>umulative <u>iImpacts</u> may be supplemented during the <u>THPPlan</u> review period. Agencies participating in <u>planPlan</u> review may provide input into the <u>e</u><u>C</u>umulative <u>iImpacts</u> assessment based upon their area of expertise. Agencies <u>should shall justify and</u> support their recommendations with documentation.

The Department, as lead agency, shall make the final determination regarding assessment sufficiency and the presence or absence of significant <u>adverse</u>

eCumulative iImpacts. This determination shall be based on a review of all sources of information provided and developed during review of the Timber HarvestingPlan.

## B. Identification of AssessmentResource Areas

The RPF shall establish and briefly describe the <del>geographical geographical geograp</del>

December 6, 2017

## C. Identification of Information Sources

The RPF who prepares the Plan shall obtain information from Plan submitters (Timberland or Timber Owner), appropriate agencies, landowners, and individuals about past, and future land management activities. The RPF shall list and briefly describe the individuals, organizations, and records used relied upon as sources of information in the assessment of eCumulative iImpacts, including references for listed records and the names, affiliations, and contact information addresses, and phone numbers of specific individuals contacted. Records of information used in the assessment shall be provided to the Director upon request.

Common sources of information for the assessment of eCumulative effectsImpacts assessment are identified below. Sources to be used will depend upon the complexity of individual situations and the amount of information available from other pPlans. Sources not listed below may have to be consulted based on individual circumstances. Not all sources of information need to be consulted for every THP Plan. Additionally, a poll of adjacent landowners is encouraged, and may be required by the Department, to identify past, and future land management activities and significant adverse environmental Impacts on adjacent ownerships.

**1.** Consultation with Experts and Organizations:

(a.) County Planning Department;

(b.) Biologists;

(c.) Geologists;

(d.) Soil Scientists;

(e.) Hydrologists;

(f.) Federal Aagencies;

(g\_) State Aagencies;

(h\_) Public and private utilities.

| 182 |  |   |  |
|-----|--|---|--|
| 183 | 2. Records Examined:   |   |  |
| L84 | (a <u>.</u> ) Soil <u>Mm</u> aps;  | (b <u>.</u> ) Geology <u>Mm</u> aps;          |  |
| L85 | (c_) Aerial Pphotographs;  | (d.) Natural Diversity Data Base;             |  |
| 186 | (e.) THPPlan Rrecords;   | (f <u>.</u> ) Special <u>Ee</u> nvironmental  |  |
| 187 | Rreports;  |   |  |
| 188 | (g <u>.</u> ) <u>Topographic maps; <del>Basin Plans;</del></u>                       | (h.) Basin plans; Fire History                |  |
| L89 | <del>Maps;</del>   |   |  |
| 190 | (i_) Fire history maps; Relevant Federa  | al Agency Documents or Plans;                 |  |
| L91 | j. Relevant public agency documents of   | or plans;                                     |  |
| L92 | k. Relevant watershed or wildlife studion  | es (published or unpublished);                |  |
| 193 | I. Available modeling approaches.  |   |  |
| 194 | As provided in Section 898 of the rules, the RPF or supervised designee and the plan |   |  |
| 195 | submitter must consult information sources that are re                               | easonably available.                          |  |
| 196 |  |   |  |
| L97 | D. Past Projects and Reasonably Foreseeable Pr                                       | obableand Future Activities                   |  |
| L98 | <u>Projects</u>  |   |  |
| L99 | Past Projects and Reasonably Foreseeable Probable                                    | e Future Projects future projects             |  |
| 200 | included in the eCumulative iImpacts assessment sh                                   | nall be described as follows:                 |  |
| 201 | A1. Identify and briefly describe the location of                                    | of <del>past and reasonably foreseeable</del> |  |
| 202 | probable future projects Past Projects and Re  | easonably Foreseeable Probable                |  |
| 203 | Future Projectsas defined in 895.1 within des  | cribed resource assessment areas              |  |
| 204 | Include a map or maps and associated legen   | d(s) clearly depicting the following          |  |
| 205 | information:   |   |  |
| 206 | <b>1</b> a. Township and Range numbers and   | d Section lines.                              |  |

December 6, 2017 Page 10 of 36

206

**2b.** Boundary of the planning watershed watershed (s) within which the Pplan area is located along with the CALWATER 2.2 identification Planning Watershed number(s).

**3c.** Location and boundaries of <u>Past Projects and Reasonably</u>

Foreseeable Probable Future Projects past, present and reasonably

foreseeable probable future timber harvesting projects on land owned or

controlled by the <u>†Timberland owner (of the proposed timber harvest)</u>

within the <u>planningPlanning watershedWatershed(s)</u> depicted in

section provision (2.) above. For purposes of this <u>section provision</u>, <u>Past</u>

<u>Projects past projects</u> shall be limited to those <u>pProjects submitted within</u>

ten years prior to submission of the <u>THPPlan</u>.

**4d.** Silvicultural mMethods for each of the Past Projects and Reasonably Foreseeable Probable Future Projectstimber harvesting projects depicted in section provision (3.) above. Each specific sSilvicultural mMethod must be clearly delineated on the map(s), and associated THPPlan number referenced in the legend or an annotated list. In addition, shading, hatching, or labeling shall be used which clearly differentiates sSilvicultural mMethods into one of the four categories outlined in Table 1.

**5e**. A north arrow and scale bar (or scale text).

**6f.** Source(s) of geographical information. The map scale shall be large enough to clearly represent one <u>pPlanning wW</u>atershed per page or of a scale not less than 1:63,360. Planning <u>wW</u>atersheds with densely situated or overlapping harvest units, or those which are large or irregular in size, may require multiple maps to achieve clarity. <u>Color coding on</u>

237

238

maps may be used if they are able to be reproduced in black and white and clearly show all details. A legend shall be included indicating the meaning of the symbols used. Additionally, maps shall be Map(s) shall be reproducible on black & white copiers, and submitted on an 8.5 by 1/2 x 11 page(s).

Table 1

| Silvicultural Category | Silvicultural Method                                 |
|------------------------|--|
| Evenaged               | Clearcutting, Seed Tree Seed Step, Seed Tree         |
| Management             | Removal Step, Shelterwood Preparatory Step,          |
| 14 CCR § 913.1 [933.1, | Shelterwood Seed Step, Shelterwood Removal Step      |
| 953.1]                 |  |
| Unevenaged             | Selection, Group Selection, Transition               |
| Management             |  |
| 14 CCR § 913.2 [933.2, |  |
| 953.2]                 |  |
| Intermediate           | Commercial Thinning, Sanitation-Salvage              |
| Treatments             |  |
| 14 CCR § 913.3 [933.3, |  |
| 953.3]                 |  |
| Special                | Special Treatment Area Prescriptions, Rehabilitation |
| Prescriptions and      | of Understocked Area Prescription,                   |
| Other Management       | Fuelbreak/Defensible Space, Southern Subdistrict     |

December 6, 2017 Page 12 of 36

| 14 CCR § 913.4 [933.4, | Special Harvesting Method (14 CCR § 913.8), |
|------------------------|---|
| 953.4]                 | Variable Retention, Conversion              |

Alternative Prescriptions shall be put into the <u>silvicultural</u> category within which the most nearly appropriate or <u>fF</u>easible <u>sSilvicultural</u> <u>mM</u>ethod in the <del>Forest</del> <u>Practice Rules Rules</u> is found pursuant to 14 CCR § 913.6 (b)(3)[933.6(b)(3), 953.6(b)(3)].

239

252

253

B2. Identify and give the location and description of any known, continuing significant adverse environmental problems Impacts caused by pastPast projects Projects. As defined in 14 CCR § 895.1. The RPF who prepares the plan or supervised designee shall obtain information from plan submitters (timberland or timber owner), and from appropriate agencies, landowners, and individuals about past, and future land management activities and shall consider past experience, if any, in the assessment area related to past impacts and the impacts of the proposed operations, rates of recovery, and land uses. The RPF shall use their knowledge of the assessment areas, if any, regarding past Impacts, Impacts of the proposed operations, rates of recovery and land uses. A poll of adjacent land owners is encouraged and may be required by the Director to determine such activities and significant adverse environmental problems on adjacent ownerships.

December 6, 2017

## **Appendix**

# Technical Rule Addendum #No. 2

# Cumulative Impacts Assessment Guidelines

This Appendix provides guidelines for In-evaluating eCumulative iImpacts, to resource subjects listed in 14 CCR § 912.9 [932.9, 952.9](c)the RPF shall consider the factors set forth herein. Specifically, for each resource subject, this The Appendix includes factors, and in some instances methods for analysis, that can be considered or used when to determing if the Project has a reasonable potential to cause or add to significant adverse Cumulative Impacts.

#### A. Watershed Resources

Cumulative \(\frac{\W}{\text{w}}\) attershed Effects (CWEs) occur within and near bodies of water or significant wet areas\(\text{Wet Meadows or Other Wet Areas}\), where individual i\(\text{lmpacts}\) are combined to produce an effect that is greater than any of the individual i\(\text{lmpacts}\) acting alone. Factors to consider in the evaluation of cumulative watershed impacts\(\text{CWEs}\) are include those listed below. The factors described are general and may not be appropriate for all situations\(\text{s}\) and i\(\text{l}\) n some cases, actual measurements may be required if needed to for evaluatione of the potential for significant adverse Effects. The evaluation of Impacts to watershed resources is based on significant adverse on site and off-site Cumulative Impacts on Beneficial Uses. Additionally, the Plan must comply with the quantitative or narrative water quality objectives set forth in an applicable Water Quality Control Plan.

1. Impacts to watershed resources within the Watershed Assessment Area (WAA) shall be evaluated based on significant on-site and off-site cumulative

effects on beneficial uses of water, as defined and listed in applicable Water Quality Control Plans..

**12.** Watershed eEffects produced by timber harvest and other activities, which may include one or more of the following:

Sediment

Water temperature

Organic debris

**Chemical contamination** 

Peak flow

The following general guidelines shall be used when evaluating watershed impacts. The factors described are general and may not be appropriate for all situations. Actual measurements may be required if needed to evaluate significant environmental effects. The plan must comply with the quantitative or narrative water-quality objectives set forth in an applicable Water Quality Control Plan.

a. Sediment Effects. Sediment-induced CWEs occur when earth materials transported by surface or mass wasting erosion enter a <a href="mailto:streamWatercourse">streamWatercourse</a> or <a href="mailto:streamWatercourse">streamWatercourse</a> system at separate locations and are then combined at a downstream location to produce a change in water quality or channel condition. The eroded materials can originate from the same or different <a href="mailto:pProjects">pProjects</a>. Potentially adverse changes are most likely to occur in the following locations and situations: Sediment is composed of both suspended and bedload material. Suspended sediment is usually the primary source of turbidity in forested watersheds, although suspended organic material also accounts for a proportion of the

December 6, 2017

| 3 | 0 | 3 |
|---|---|---|
| 3 | 0 | 4 |
| 3 | 0 | 5 |
| 3 | 0 | 6 |
| 3 | 0 | 7 |
| 3 | 0 | 8 |
| 3 | 0 | 9 |
| 3 | 1 | 0 |
| 3 | 1 | 1 |
| 3 | 1 | 2 |
| 3 | 1 | 3 |
| 3 | 1 | 4 |
| 3 | 1 | 5 |
| 3 | 1 | 6 |
| 3 | 1 | 7 |
| 3 | 1 | 8 |
| 3 | 1 | 9 |
| 3 | 2 | 0 |
| 3 | 2 | 1 |
| 3 | 2 | 2 |
| 3 | 2 | 3 |
| 3 | 2 | 4 |
| 3 | 2 | 5 |
|   |   | 6 |

suspended load. Chronic turbidity can be an indicator of a Cumulative

Impact when sources can be identified and linked to one or more Projects.

Both turbidity and suspended sediment concentrations are subject to

extreme inherent variability from region to region, storm to storm, and from

year to year, dependent upon underlying geology and precipitation.

Potentially adverse Impacts are most likely to occur in the following

locations and situations:

- Downstream areas of reduced low stream Watercourse gradient where sediment from a new source may be deposited in addition to sediment derived from existing or other new sources.
- -<u>·</u> Immediately downstream from where sediment from a new source is combined with sediment from other new or existing sources and the combined amount of sediment exceeds the transport capacity of the <u>streamWatercourse</u>.
- -• Any location where sediment from new sources in combination with suspended sediment from existing or other new sources significantly increases turbidity, reduces the survival of fish or other aquatic organisms, or otherwise reduces the qQuality of wWaters used for domestic, agricultural, or other bBeneficial uUses.
- -• Channels with relatively steep gradients which contain accumulated sediment and debris that can be mobilized by sudden new sediment inputs, such as debris flows, resulting in debris torrents and severe channel scouring.

Potentially significant adverse ilmpacts of cumulative sediment inputs may include:

| 328 |
|-----|
| 329 |
| 330 |
| 331 |
| 332 |
| 333 |
| 334 |
| 335 |
| 336 |
| 337 |
| 338 |
| 339 |
| 340 |
| 341 |
| 342 |
| 343 |
| 344 |
| 345 |
| 346 |
| 347 |
| 348 |
| 349 |
| 350 |
| 351 |
| 352 |

- Increased treatment needs or reduced suitability for domestic, municipal, industrial, or agricultural water use.
- Direct mortality of fish and other aquatic sSpecies.
- Impaired spawning and rearing habitat for salmonids or otherwise
- -- Rreduced viability of aquatic organisms, or disruption of aquatic habitats, and loss of streamWatercourse productivity caused by filling of pools and plugging or burying gravel.
- -- Accelerated channel filling (aggradation) resulting in loss of streamside vegetation and <u>streamWatercourse</u> migration that can cause accelerated bank erosion.
- <u>Accelerated channel filling (aggradation) resulting in increased</u>

  frequency and magnitude of overbank flooding.
- -• Accelerated filling of downstream reservoirs, navigable channels, water diversion and transport facilities, estuaries, and harbors.
- -• Channel scouring by debris flows and torrents.
- -• Nuisance to or reduction in water related recreational activities.

  Situations where sediment production potential is greatest include:
  - -• Sites with high or extreme eErosion hHazard rRatings.
  - Sites which are tractor logged on steep slopes.
  - Unstable a Areas.
- b. Water Temperature Effects. Water temperature\_related CWEs are changes in water chemistry or biological properties caused by the combination of solar\_warmed water from two or more locations where natural cover has been removed (in contrast to an individual effect that results from ilmpacts along a single Class I or II Watercoursestream

December 6, 2017

| 3 | 5 | 3 |
|---|---|---|
| 3 | 5 | 4 |
| 3 | 5 | 5 |
| 3 | 5 | 6 |
| 3 | 5 | 7 |
| 3 | 5 | 8 |
| 3 | 5 | 9 |
| 3 | 6 | 0 |
| 3 | 6 | 1 |
| 3 | 6 | 2 |
| 3 | 6 | 3 |
| 3 | 6 | 4 |
| 3 | 6 | 5 |
| 3 | 6 | 6 |
| 3 | 6 | 7 |
| 3 | 6 | 8 |
| 3 | 6 | 9 |
| 3 | 7 | 0 |
| 3 | 7 | 1 |
| 3 | 7 | 2 |
| 3 | 7 | 3 |
| 3 | 7 | 4 |
| 3 | 7 | 5 |
| 3 | 7 | 6 |

segment) where natural cover has been removed. Cumulative changes infrom water temperature are most likely to occur in the following situations:

- -• Where <u>Class I or II Watercourse</u>stream bottom materials are dark in color.
- Where water is shallow and has little underflow.
- -• Where removal of streamside eCanopy results in substantial, additional solar exposure or increased contact with warm air at two or more locations along a <u>Class I or II Watercoursestream</u>.
- -• Where removal of streamside eCanopy results in substantial, additional solar exposure or increased contact with warm air at two or more Class I or II Watercoursesstreams that are tributary to a larger Class I or II Watercoursestream.
- -• Where water temperature is near a biological threshold for specific sSpecies.

Significant adverse ilmpacts of cumulative temperature increases include:

- Increases in the metabolic rate of aquatic <u>sSpecies</u>.
- -<u>·</u> Direct increases in metabolic rate and/or reduction of dissolved oxygen levels, either of which can cause reduced vigor and death of sensitive fish and other sensitive aquatic organisms.
- Increased growth rates of microorganisms that deplete dissolved oxygen levels or increased disease potential for organisms.
- -•Class I or II Watercoursestream biology shifts toward warmer water ecosystems.

401

c. Organic Debris Effects. CWEs produced by organic debris can occur when logs, limbs, and other organic material are introduced into a streamWatercourse or Lake at two or more locations. Decomposition of this debris, particularly the smaller sized and less woody material, removes dissolved oxygen from the water and can cause ilmpacts similar to those resulting from increased water temperatures. Introduction of excessive small organic debris can also increase water acidity. Conversely, Harge organic debris is an important stabilizing agent that should be maintained in small to medium size, steep gradient channels. + butHowever, the sudden introduction of large, unstable volumes of bigger debris (such as logs, chunks, and larger limbs produced during a logging operation) can obstruct and divert streamflow against erodible banks, block fish migration, and may cause debris torrents during periods of high flow. Additionally, Rremoving streamside vegetation can reduce the natural, annual inputs of litter to the streamWatercourse(after decomposition of logging-related litter.). This can cause both a drop in food supply, and resultant productivity, and a change in types of food available for organisms that normally dominate the lower food chain of streamsWatercourses with an overhanging or adjacent forest eCanopy.

d. Chemical Contamination Effects. Potential sources of chemical CWEs include run-off from roads treated with oil or other dust-retarding materials, direct application or run-off from pesticide treatments, contamination by equipment fuels and oils, and the introduction of nutrients released during slash-burning of Slash and Woody Debris or wildfire from two or more locations.

422 423

424 425 peak flow increases in streamsWatercourses during storm events.are difficult to anticipate. Peak flow increases may result from management activities that reduce rainfall interception (i.e., evaporation) and vegetative water use (i.e., transpiration), or produce openings where snow can accumulate, (such as clear-cuttingin clearcuts and site preparationon roads and Landings). or that change the timing of flows by producing more efficient runoff routing (such as insloped roads). These While increases, if any however, are likely to be small relative to pre-harvestnatural peak flows, extensive Canopy removal over a short period of time on a watershed scale can increase peak flow Effects on streambank erosion, channel incision, and headward channel extension in erodible landscapes. from medium and large storms. Research to date on the effects of management activities on channel conditions indicates that channel changes during storm events are primarily the result of large sediment inputs. The timing and concentration of flows affecting lower order Watercourse channel morphology can also be affected by the routing of runoff from roads, Landings, and skid trails. Peak flow Effects diminish with decreasing intensity of Canopy removal, increasing time since harvest, and during larger flow recurrence intervals.

e. Peak Flow Effects. CWEs can be caused by management-induced

**23.** Watercourse Condition. The watershed ilmpacts of past upstream and onsite pProjects are often reflected in the condition of streamWatercourse channels on the pProject area. The Ffollowing is a list of channel characteristics and

factors commonlythat may be used to describe current watershed conditions and to assist in the evaluation of potential pProject iImpacts:

- <u>a.</u> Gravel Embedded Spaces between streamgravel filled with sand or finer sediments. Gravel are often in a tightly packed arrangement.
- <u>b.</u> Pools Filled Former pools or apparent pool areas filled with sediments leaving few areas of deep or "quiet" water relative to <u>streamWatercourse</u> flow or size.
- c. Aggrading StreamWatercourse channels filled or filling with sediment that raises the channel bottom elevation. Pools will be absent or greatly diminished and gravel may be embedded or covered by finer sediments. Streamside vegetation may be partially or completely buried, and the streamWatercourse may be meandering or cutting into its banks above the level of the former streambed. Depositional areas in aggrading channels are often increasing in size and number.
- d. Bank Cutting Can either be minor or severe and is indicated by areas of fresh, unvegetated soil or alluvium exposed along the <a href="mailto:streamWatercourse">streamWatercourse</a> bBanks, usually above the low-flow channel and often with a vertical or undercut face. Severe bank cutting is often associated with channels that are downcutting, which can lead to over-steepened banks, or aggrading, which can cause the channel to migrate against slopes that were previously above the high flow level of the <a href="mailto:streamWatercourse">streamWatercourse</a>.
- <u>e.</u> Bank Mass Wasting Channels with landslides directly entering the <u>streamWatercourse</u> system. Slide movement may be infrequent (single events) or frequent (continuing creep or periodic events).

<u>f. Downcutting</u> - Incised <u>stream</u>Watercourse channels with relatively clean, uncluttered beds cut below the level of former streamside vegetation and with eroded, often undercut or vertical, banks.

g. Scoured - streamWatercourse channels that have been stripped of gravel and finer bed materials by large flow events or debris torrents.
Streamside vegetation has often been swept away, and the channel has a raw, eroded appearance.

h. Organic Debris - Debris in the wWatercourse can have either a positive or negative ilmpacts depending on the amount and stability of the material. Some stable organic debris present in the wWatercourse helps to form pools and retard sediment transport and downcutting in small to medium sized streamsWatercourses with relatively steep gradients. Conversely, Llarge accumulations of organic debris can block fish passage, block or divert streamWatercourse flow, or could be released as a debris flow.

<u>i. Stream-Sside Vegetation</u> – Stream-Sside <del>vegetation</del> and <u>adjoiningnear-stream</u> vegetation provide shade or cover to the <u>streamWatercourse</u>, which may have an <u>ilmpacts</u> on water temperature, and provides root systems that stabilize streambanks and floodplains and filter sediment from <u>fFlood</u> <u>fFlows</u>.

**i\_Recent Floods** - A recent high flow event that would be considered unusual in the pProject area may have an iImpacts on the current wWatercourse condition.

December 6, 2017 Page 22 of 36

## **B. Soil Productivity**

Cumulative soil productivity ilmpacts occur when the effects of two or more activities, from the same or different pprojects, combine to produce a significant decrease in soil biomass production potential. These ilmpacts most often occur on-site within the pproject boundary, and the relative severity of productivity losses for a given level of ilmpact generally increases as site quality declines. The primary factors influencing soil productivity that can be affected by timber operations include:

- Organic matter loss. Surface soil loss.
- Soil compaction. Growing space loss.

The following general guidelines may be used when evaluating soil productivity impacts. Factors to consider in the evaluation of cCumulative iImpacts influencing soil productivity are listed below.:

1. Organic Matter Loss. Displacement or loss of organic matter can result in a long-term loss of soil productivity. Soil surface litter and downed woodwoody debris-are the store-house of long term soil fertility, provide for soil moisture conservation, and support soil microorganisms that are critical in the nutrient cycling and uptake process. Much of the chemical and microbial activity of the forest nutrient cycle is concentrated in the narrow zone at the soil and litter interface.

Displacement of surface organic matter occurs as a result of <u>sSkidding</u>, <u>mMechanical sSite pPreparation</u>, and other land disturbing <u>tTimber eOperations</u>. Actual loss of organic matter occurs as a result of burning or erosion. The effects of organic matter loss on soil productivity may be expressed in terms of the percentage displacement or loss as a result of all <u>pProject activities</u>.

| 4 | 9 | 9 |  |
|---|---|---|--|
| 5 | 0 | 0 |  |
| 5 | 0 | 1 |  |
| 5 | 0 | 2 |  |
| 5 | 0 | 3 |  |
| 5 | 0 | 4 |  |
| 5 | 0 | 5 |  |
| 5 | 0 | 6 |  |
| 5 | 0 | 7 |  |
| 5 | 0 | 8 |  |
| 5 | 0 | 9 |  |
| 5 | 1 | 0 |  |
| 5 | 1 | 1 |  |
| 5 | 1 | 2 |  |
| 5 | 1 | 3 |  |
| 5 | 1 | 4 |  |
| 5 | 1 | 5 |  |
| 5 | 1 | 6 |  |
| 5 | 1 | 7 |  |
| 5 | 1 | 8 |  |
| 5 | 1 | 9 |  |

521

522

2. Surface Soil Loss. The soil is the store-house of current and future site fertility, and the majority of nutrients are held in the upper few inches of the soil profile. Topsoil displacement or loss can have an immediate effect on site productivity, although effects may not be obvious because of reduced brush competition and lack of side-by-side comparisons or until the new stand begins to fully occupy the available growing space.

Surface soil is primarily lost by erosion or by displacement into windrows, piles, or fEills. Mass wasting is a special case of erosion with obvious extreme effects on site productivity. The fEilmpacts of surface soil loss may be evaluated by estimating the proportion of the fEilmpacts area affected and the depth of loss or displacement.

- **3. Soil Compaction**. Compaction affects site productivity through loss of large soil pores that transmit air and water in the soil and by restricting root penetration. The risk of compaction is associated with:
  - a.- Depth of surface litter.
  - b.- Soil structure.
  - c.- Soil organic matter content.
  - d.- Presence and amount of coarse fragments in the soil.
  - e.- Soil texture.
  - <u>f.</u>- Soil moisture status.

Compaction  $\bullet \underline{E}$  ffects may be evaluated by considering the soil conditions, as listed above, at the time of harvesting activities and the proportion of the  $\bullet \underline{P}$  roject area subjected to compacting forces.

**4. Growing Space Loss**. Forest growing space is lost to roads, <u>IL</u>andings, permanent skid trails, and other permanent or non-restored areas subjected to severe disturbance and compaction.

The e<u>E</u>ffects of growing space loss may be evaluated by considering the overall pattern of roads, etc., relative to f<u>F</u>easible s<u>S</u>ilvicultural s<u>S</u>ystems and <u>yY</u>arding methods.

## C. Biological Resources

Significant adverse Cumulative Impacts may be expected where there is a substantial reduction in required habitat or the Project will result in substantial interference with the movement of resident or migratory Species. Biological assessment areas canwill vary with the habitat and sSpecies being evaluated and its habitat. Factors to consider in the evaluation of cumulative biological ilmpacts include:

- 1. Any known <u>Listed Species</u>rare, threatened, or endangered species or sensitive species (as described in the Forest Practice Rules) that may be directly or indirectly affected by <u>pProject</u> activities. Significant cumulative effects on listed species may be expected from the results of activities over time which combine to have a substantial effect on the species or on the habitat of the species.
- 2. Any significant, known wildlife or fisheries resource concerns within the immediate pProject area and the biological assessment area (e.g. loss of oaks creating forage problems for a local deer herd, sSpecies requiring special elements, sensitive species, and significant natural areas).—Significant cumulative effects may be expected where there is a substantial reduction in required habitat

or the project will result in substantial interference with the movement of resident or migratory species.

<u>The Ssignificance of eCumulative iImpacts on non-listed sSpecies viability should</u>
<u>may</u> be determined relative to the benefits to other non-listed <u>sSpecies</u>. For
example, the manipulation of habitat results in conditions which discourage the
presence of some <u>sSpecies</u> while encouraging the presence of others.

- **3.** The aquatic and near-water habitat conditions on within the THPPlan and immediate surrounding area. Habitat conditions of major concern are: Pools and riffles. Llarge woody material in the stream Watercourse. and Nnear-water vegetation. Much of the information needed to evaluate these factors is described in the preceding Wwatershed Rresources provision section. A general discussion of their importance is given provided below:
  - **a. Pools and Riffles.** Pools and riffles affect overall habitat quality and fish community sStructure. StreamsWatercourses with little structural complexity offer poor habitat for fish communities as a whole, even though the channel may be stable. Structural complexity is often lower in StreamsWatercourses with low gradients, and filling of pools can reduce streamWatercourse productivity.
  - b. Large Woody Material. Large woody materialdebris in the stream Watercourses plays an important role in creating and maintaining habitat through the formation of pools. These pools comprise important feeding locations that provide maximum exposure to drifting food organisms in relatively quiet water. Removal of <a href="mailto:large\_large-woody-debris-material">large\_large-woody-debris-material</a> can reduce frequency and quality of pools.

- c. Near-Wwater Vegetation. Near-water vegetation provides many habitat benefits, including: shade, nutrients, vertical diversity, migration corridors, nesting, roosting, and escape. Recruitment of large woody material is also an important element in maintaining habitat quality.
- **4.** The biological habitat condition of the THPPlan and immediate surrounding area. Significant factors to consider are:

Snags/den trees

Downed, large woody debris

**Multistory canopy** 

Road density

Hardwood cover

Late seral (mature) forest characteristics

Late seral habitat continuity

The following general guidelines factors may be are commonly used when evaluating biological habitat. The factors described are general and may not be appropriate for all situations. The <a href="RPFTHPPlan">RPFTHPPlan</a> preparer must also be alert to the may also need to consider factors which are not listed below. Each set of ground conditions are unique and the <a href="mailto:analysis.assessment">analysis.assessment</a> conducted must reflect those conditions.

a. Snags/Den <u>Trees/Nest Trees</u>: Snags, den trees, <u>nNest tTrees</u> and their recruitment are required elements in the overall habitat needs of more than 160 wildlife <u>sSpecies</u>. Many of these <u>sSpecies</u> play a vital role in maintaining the overall health of <u>tTimberlands</u>. Snags of greatest value are >16" in. <u>DBHdbh</u> and 20 ft. in height. The degree of <u>sSnag</u>

recruitment over time should may be considered. Den trees are partially live trees with elements of decay which provide wildlife habitat. Nest trees have importance to birds classified as a sSensitive sSpecies.

- b. Downed ILarge, wWoody debrisMaterial: Large downed logs (particularly conifers) in the upland and near-water environment in all stages of decomposition provide an important habitat for many wildlife sSpecies. Large woody debrismaterial of greatest value consists of downed logs >16" in. diameter at the large end and >20 feet, in length.
- **c. Multistory eCanopy**: Upland multistoried canopies have a marked influence on the diversity and density of wildlife sSpecies utilizing the area. More productive tTimberland is generally of greater value and timber site capability should may be considered as a factor in an assessment. The amount of upland multistoried eCanopy may be evaluated by estimating the percent of the stand composed of two or more tree layers on an average per-acre basis.

Near-water multistoried canopies in <u>FRiparian</u> zones that include conifer and hardwood tree <u>sSpecies</u> provide an important element of structural diversity to the habitat requirements of wildlife. Near-water multistoried <u>eCanopy</u> may be evaluated by estimating the percentage of ground covered by one or more <u>vegetative eCanopy</u> strata, with more emphasis placed on shrub <u>sSpecies</u> along Class III and IV <u>streamsWatercourses</u> (14 CCR §§ 916.5, 936.5, or 956.5).

d. Road Density: Frequently traveled permanent and secondary roads have a significant influence on wildlife use of otherwise suitable habitat.
 Large dDeclines in deer and bear use of areas adjacent to open roads

are frequently noted. Road density influence on large mammal habitat may be evaluated by estimating the miles of open permanent and temporaryroads, on a per-section basis, that receive some level of maintenance and are open to the public. This assessment shouldcan also account for the effects of vegetation screening and the relative importance of an area to wildlife on a seasonal basis (e.g. winter range).

e. Hardwood Cover: Hardwoods are an important habitat component in Cumulative Impact assessment, because they often provide Snags, den trees, downed large woody material, multistory Canopy, cover, mast, late seral forest characteristics, and connectivity between habitats.

Hardwoods provide an important element of habitat diversity in the coniferous forest and are utilized as a source of food and/or cover by a large proportion of the state's bird and mammal sepecies. Productivity of deer and other sepecies has been directly related to mast crops.

Hardwood cover can be estimated using the beasal aerose.

[Northern and Southern only]: Post-harvest deciduous oak retention for the maintenance of habitats for mule deer and other hardwood-associated wildlife shall be guided by the Joint Policy on Hardwoods between the California Board of Forestry and California Fish and Game Commission (5/9/94). To sustain and optimize wildlife habitat, a diversity of stand structural and seral conditions, and tree size and age classes of deciduous oaks should be retained in proportions that are ecologically sustainable. Regeneration and recruitment of young deciduous oaks shouldcan be sufficient, over time, to replace mortality of older trees.

provided by hardwoods of all sSpecies.

Deciduous oaks should be present in sufficient quality and quantity, and in appropriate locations to provide functional habitat elements for hardwood-associated wildlife.

In general, larger hardwoods are more valuable to a greater diversity of wildlife than smaller hardwoods.

## f. Late Seral (Mature) Forest Characteristics:

Determination of the presence or absence of <u>late seral (mature)</u>

forestmature and over-mature forest stands and their structural

characteristics provides a basis from which to begin an assessment of the influence of management on associated wildlife. These characteristics include large trees as part of a multilayered e<u>Canopy, large decadent</u>

trees, and the presence of large numbers of s<u>S</u>nags and downed logs, all of which that contribute to an increased level of stand decadence and complexity. Late seral stage forests amount may be evaluated by estimating the percentage of the land base within the <u>Planproject</u> and the biological assessment area occupied by areas conforming to the following definitions:

•Forests not previously harvested that are should be at least 80 acres in size to maintain the effects of edge. This acreage is variable based on the degree of similarity in surrounding areas. The standarea should includes a multi-layered eCanopy, two or more tree sSpecies with several large coniferous trees per acre (smaller subdominant trees may be either conifers or hardwoods), large conifer sSnags, and an abundance of large woody debrismaterial.

December 6, 2017

Previously harvested forests that are in many possible stages of succession and may include remnant patches of late seral stage forest which generally conform to the definition of unharvested forests but do not meet the acreage criteria.

g. Late Seral Habitat Continuity: Projects containing areas meeting the definitions for late seral stage characteristics must be evaluated for late seral habitat continuity. The fragmentation and resultant isolation of late seral habitat types is one of the most significant factors influencing the sustainability of wildlife populations not adapted to edge environments.

This fragmentation may be evaluated by estimating the amount of the onsitenumber of acres within beth-the pProject area, and as well as the
biological assessment area occupied by portions of or entire late seral
stands greater thanat least 80 acres in size (considering the mitigating
influence of adjacent and similar habitat, if applicable) and less than one
mile apart, or connected by a corridor of similar habitat.

#### h. Special Habitat Elements:

The loss of a key habitat element may have a profound effect on a species even though the habitat is otherwise suitable. Each species may have several key limiting factors to consider. For example, a special need for some large raptors is large decadent trees/snags with broken tops or other features. Deer may have habitat with adequate food and cover to support a healthy population size and composition but dependent on a few critical meadows suitable for fawning success.

These and other key elements may need special protection. Special

habitat elements are specific physical and biological attributes of the landscape without which; certain Species are not expected to be present; or, if present, are at relatively low population numbers. The biological assessment area may contain special habitat or critical Functional elements that are not otherwise discussed within this Appendix (e.g., meadows that may be critical for fawning success of local deer population, etc...). Each Species may have several key limiting factors to consider and these factors may require consideration during the assessment of Cumulative Impacts.

## D. Recreational Resources:

The recreational assessment area is generally the area that includes the <u>IL</u>ogging aArea plus 300 feet.

To assess recreational cumulative impacts Factors to consider in assessing recreational Cumulative Impacts include:

- 1. Identify tThe recreational activities involving significant numbers of people in and within 300 feet. of the ILogging aArea (e.g., fishing, hunting, hiking, picnicking, camping).
- **2.** Identify aAny recreational Special Treatment Areas described in the Board of Forestry rRules on the pPlan area or contiguous to the area.

## E. Visual Resources:

The visual assessment area is generally the <u>loggingProject</u> area that is readily visible to significant numbers of people who are no further than three miles from the <u>Project</u>

December 6, 2017

| 722 |  |
|-----|--|
| 723 |  |
| 724 |  |
| 725 |  |
| 726 |  |
| 727 |  |
| 728 |  |
| 729 |  |
| 730 |  |
| 731 |  |
| 732 |  |
| 733 |  |
| 734 |  |
| 735 |  |
| 736 |  |
| 737 |  |
| 738 |  |
| 739 |  |
| 740 |  |
| 741 |  |
| 742 |  |
| 743 |  |

745

746

<u>areatimber operation</u>. To assess visual cumulative effects Factors to consider in the assessment of visual Cumulative Impacts include:

- **1.** Identify a<u>A</u>ny Special Treatment Areas designated as such by the Board of Forestry because of their visual values.
- 2. Determine hHow far from the proposed Project areatimber operation is from the nearest point that significant numbers of people can view the Project areatimber operation. At distances of greater than 3 miles from viewing points, activities are not easily discernible and will be less significant.
- 3. Identify tThe manner in which the public identified in 1 and 2 above will view the proposed tTimber eOperation (from a vehicle on a public road, from a stationary public viewing point or from a pedestrian pathway).

## F. Vehicular Traffic Impacts:

The traffic assessment area involves the first roads not part of the <u>lLogging aArea</u> on which logging traffic must travel. <u>Factors Tto consider in assessing traffic eCumulative Impactsseffects include</u>:

- 1. Identify wWhether any publicly owned roads will be used for the transport of wood products.
- 2. Identify aAny pPublic rRoads that have not been used recently for the transport of wood products and will be used to transport wood products from the proposed tTimber Operationsharvest.

December 6, 2017

| 747 |
|-----|
| 748 |
| 749 |
| 750 |
| 751 |
| 752 |
| 753 |
| 754 |
| 755 |
| 756 |
| 757 |
| 758 |
| 759 |
| 760 |
| 761 |
| 762 |
| 763 |
| 764 |
| 765 |
| 766 |
| 767 |
| 768 |
| 769 |
| 770 |

- 3. Identify aAny pPublic rRoads that have existing traffic or maintenance problems.
- **4.** Identify hHow the logging vehicles used in the ‡Timber θOperation will change the amount of traffic on pPublic τRoads, especially during heavy traffic conditions.

## G. Greenhouse Gas (GHG) Impacts

Forest management activities may affects GHG sequestration and emission rates of forests to the extent management activities affect through changes to forest inventory, growth, yield, and mortality. Timber Operations and subsequent production of wood products, and in some instances energy, can result in the emission, storage, and offset of GHGs. Any One or a combination more of the following options can be used to assess the potential for significant adverse cumulative GHG Effects:

- 1. Incorporation by reference, or tiering from, a programmatic assessment that was certified by the Board, CAL FIRE, or other State Agency, which analyzes the net Effects of GHG associated with forest management activities.
- 2. Application of a model or methodology quantifying an estimate of GHG emissions resulting from the Project. The model or methodology should at a minimum consider the following:
  - a. Inventory, growth, and harvest over a specified planning horizon
  - **b.** Projected forest carbon sequestration over the planning horizon
  - c. Timber Operation related emissions originating from logging equipment and transportation of logs to manufacturing facility

**d.** GHG emissions and storage associated with the production and life 772 cycle of manufactured wood products. 773 774 **3.** A qualitative assessment describing the extent to which the Project in 775 combination with Past Projects and Reasonably Foreseeable Probable Future 776 Projects may increase or reduce GHG emissions compared to the existing 777 environmental setting. Such assessment should disclose if a known 'threshold 778 of significance' (14 CCR § 15064.7) for the Project type has been identified by 779 the Board, CAL FIRE or other State Agency, and, if so, if whether or not the 780 Project's emissions in combination with other forestry Projects are anticipated to 781 782 exceed this threshold. 783 H. Wildfire Risk and Hazard 784 Cumulative increase in wildfire risk and hazard can occur when the Effects of two or 785 more activities from the same one or more different Projects combine to produce a 786 significant increase in forest fuel loading in the vicinity of residential dwellings and 787 communities. 788 789 The following elements may be considered in the assessment of potential Cumulative 790 791 Impacts: **1.** Fire hazard severity zoning. 792 793 2. Existing and probable future fuel conditions including vertical and horizontal 794 795 continuity of live and dead fuels.

796

3. Location of known existing public and private Fuelbreaks and fuel hazard 797 reduction activities. 798 799 **4.** Road access for fire suppression resources. 800 801 I. Other 802 Within an assessment area there may be evidence of potential Cumulative Impacts to 803 resource subjects that are not listed elsewhere within this Appendix, but which merit 804 assessment. The assessment of any other resource subjects should focus on the factors 805 and elements pertinent to the assessment of Cumulative Impacts related to those 806 807 subjects.

808

809

810

811

Note: Authority cited: Sections 4551, 4551.9, and 21080.5, Public Resources Code. Reference: Sections 4512, 4512.5, 4513, 4551.5, 4551.9, 4582.6, 21000(g), 21002, 21080.5, 21083.01, and 21083.05, Public Resources Code. Natural Resources Defense Council, Inc.\_v.\_Arcata Nat. Corp.(1976) 59 Cal.App.3d 959; 131 Cal.Rptr.

812

172; and Laupheimer\_v.\_State(1988) 200 Cal.App.3d 440; 246 Cal.Rptr. 82.